



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260
May 28, 2009



LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

TO: Commissioner Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

THRU: Judy McLean, Director
Advisory Division

FROM: Aquilla Spivey, Manager 
Consumer Services 

SUBJECT: Monthly Commission Meeting

The following items will be presented to the Commission during the regular monthly meeting to be held on Tuesday, June 2, 2009:

Monthly Activity Report of complaints, inquiries, meetings and field investigations.

Alabama Public Service Commission

Report Date: 5/28/2009

Consumer Service Section

Monthly Activity Report

Between 5/1/2009 And 5/31/2009

Utility Company Code	Needs Service	High Bills	Deposit	Service Problems	Payment Arrangement	Denied Toll	Slamming	Cramming	Billing Problems	Non-Pay Disconnect	900/Pay Per Call	No Jurisdiction	Other	Inquiries	Total
Alabama Power	1	2		3					5				1	51	63
Alagasco									2				1	17	20
Ardmore															
AT & T Southeast	1			30			1		17				1	19	69
Castleberry															
CenturyTel				1					3					2	6
Deltacom															
Farmers															
Floral															
Frontier				1					1						2
Graceba															
Gulf															
Hayneville															
Knology of Valley										1					1
MCI				1											1
Millry															
Mobile Gas Service				1					3					2	6
Mon-Cre															
Moundville															
National															
New Hope															
OTELCO															
Pine Belt															
Ragland															
Roanoke															
Sprint															
TDS Telecom															
Union Springs															
Windstream	1														1
Water Companies															
Local Resellers				2			1		1						4
Miscellaneous Inquiries															195
Misc Jurisdiction				1				4	4					2	11
900/Pay Per Call															
No Jurisdiction	1			2			1	1	2	1			1	21	30
Other														1	1
Toll Resellers						1			1						2
TOTALS	4	2		42		1	3	5	39	2			4	115	412

Field Investigations - 3

Meetings Held/Attended - 0



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LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

May 22, 2009

MEMORANDUM

TO: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

FROM: Janice M. Hamilton, Director
Energy Division

SUBJECT: Agenda - June 2, 2009 Commission Meeting

The Energy Division will present the following items at the June 2, 2009 Commission Meeting.

NATURAL GAS

ALABAMA GAS CORPORATION

Docket 18046 Division Report on Rate RSE as of April 30, 2009
and
18328

MOBILE GAS SERVICE CORPORATION

Docket 28101 Division Report on Rate RSE as of April 30, 2009

ELECTRICITY

ALABAMA POWER COMPANY

Docket 18117 Division Report on Rate RSE and Rate ECR as of April 30, 2009
and
18416;
18148

Docket U-4553; Alabama Power Company filed a petition seeking approval of certain
U-3034 proposed revisions to Rate LPLE, Rate LPME, Rate LPSE, and Rate SCH

Recommendation: Approval

SUMMARY OF OTHER ENERGY FILING (S)

ALABAMA POWER COMPANY

Docket D-2074 Alabama Power Company filed a petition seeking approval of Amendment
No. 1 to the Contract for Electric Power, dated as of July 20, 1999, with
American Cast Iron Pipe Company, dated May 12, 2009

Recommendation: Pursuant to Rate FCR, this Amendment becomes effective 10 days after the
filing date unless the Commission objects. Accordingly, the amendment
was deemed approved as of May 24, 2009



STATE OF ALABAMA
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May 20, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

To: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director
Energy Division

From: Robert E. Reed, Manager
Natural Gas Section

Subject: Division Report on Rate RSE for Alabama Gas Corporation as of April 30, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Alabama Gas Corporation for the twelve months ending April 30, 2009.

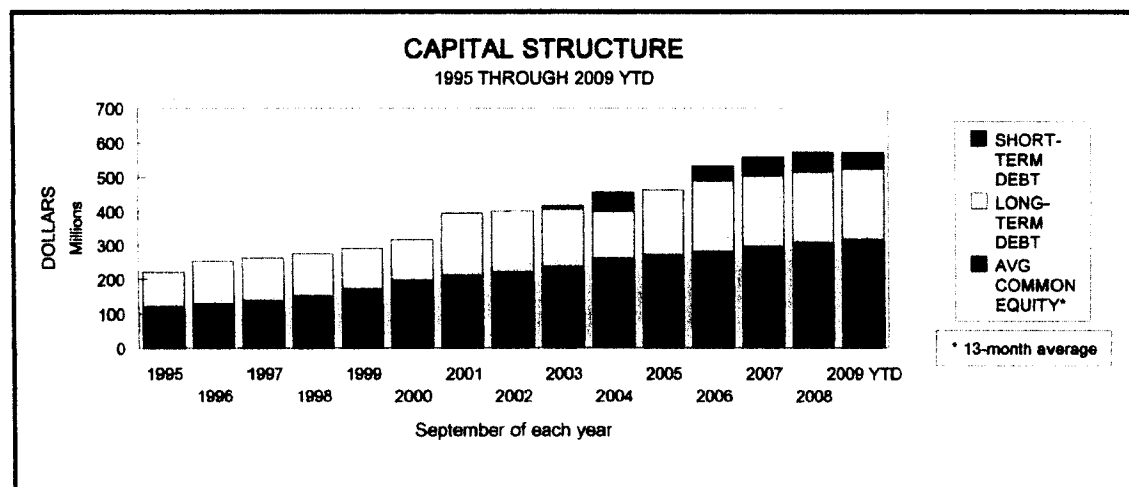
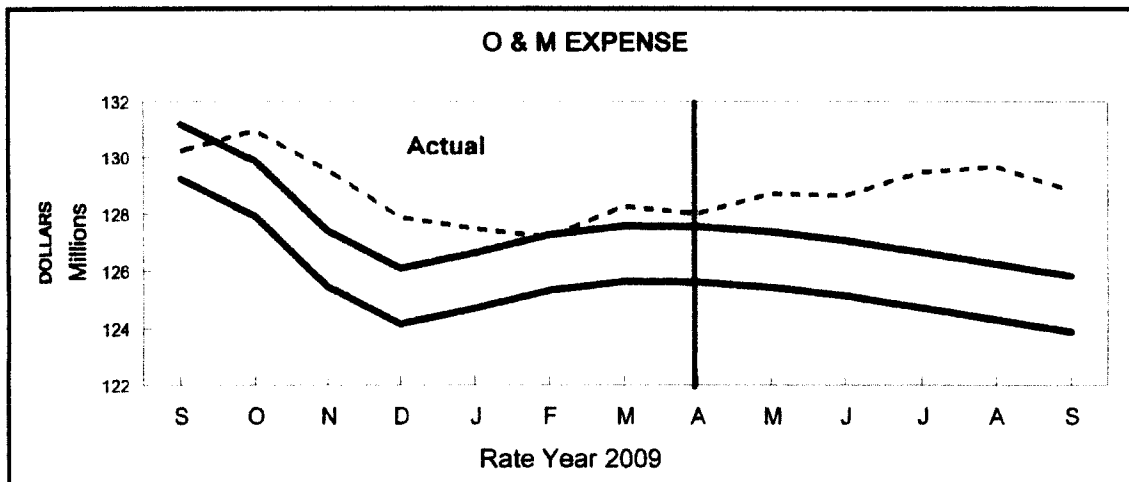
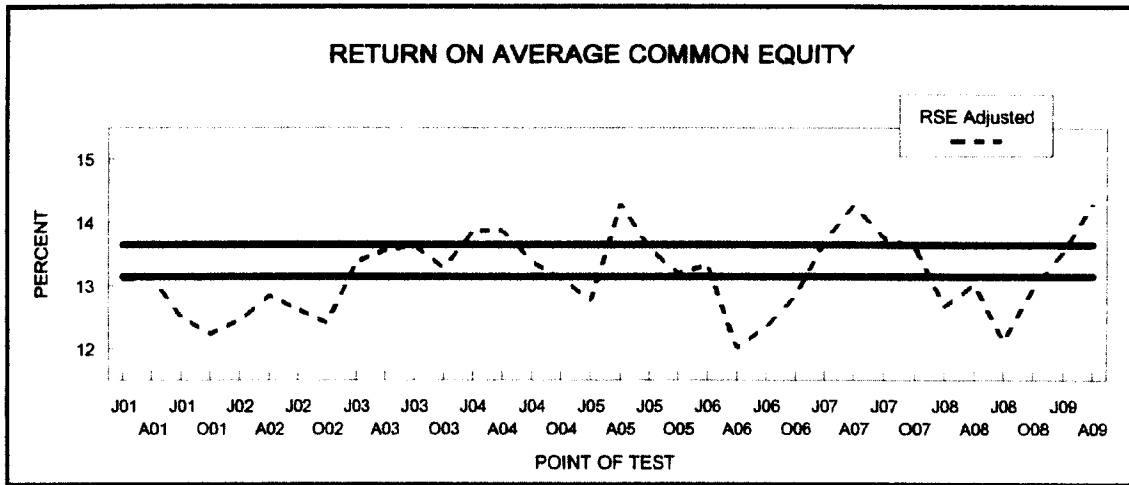
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending April 30, 2009, is 14.2 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 14.3 percent.

Return on Equity at April 2009		
	Financial	RSE
Average Common Equity	\$318,407,534	\$318,407,534
Net Income	\$45,106,458	\$45,106,458
Net Expense Adjustment		\$112,894
RSE Net Income		\$45,219,352
RSE Return on Common Equity	14.17%	14.20%

Attachment:

ALABAMA GAS CORPORATION

April 2009





STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

May 20, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

To: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

Through: Janice M. Hamilton, Director
Energy Division

From: Robert E. Reed, Manager
Natural Gas Section

Subject: Division Report on Rate RSE for Mobile Gas Service Corporation as of April 30, 2009

As part of the Division's monitoring function, the staff has developed the return on average common equity for Mobile Gas Service Corporation for the twelve months ending April 30, 2009.

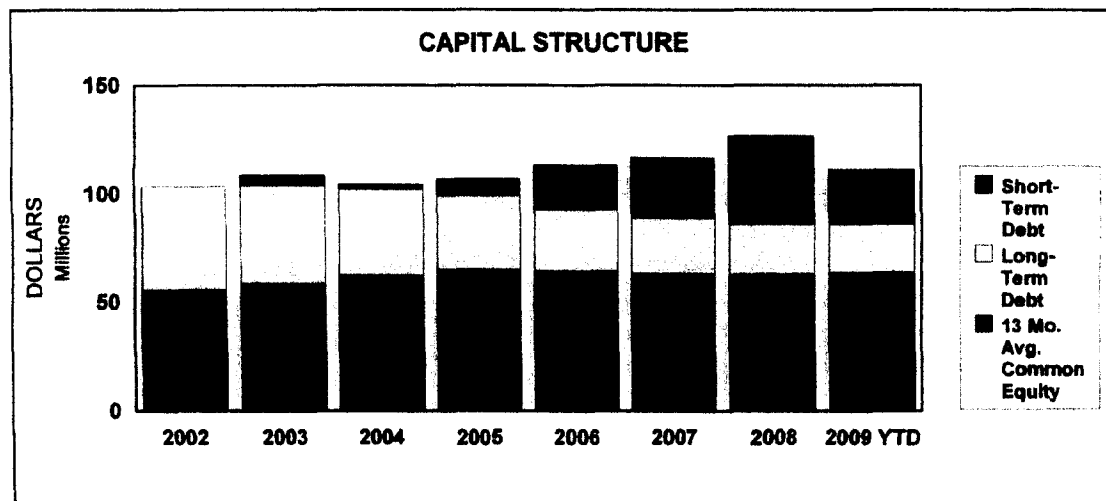
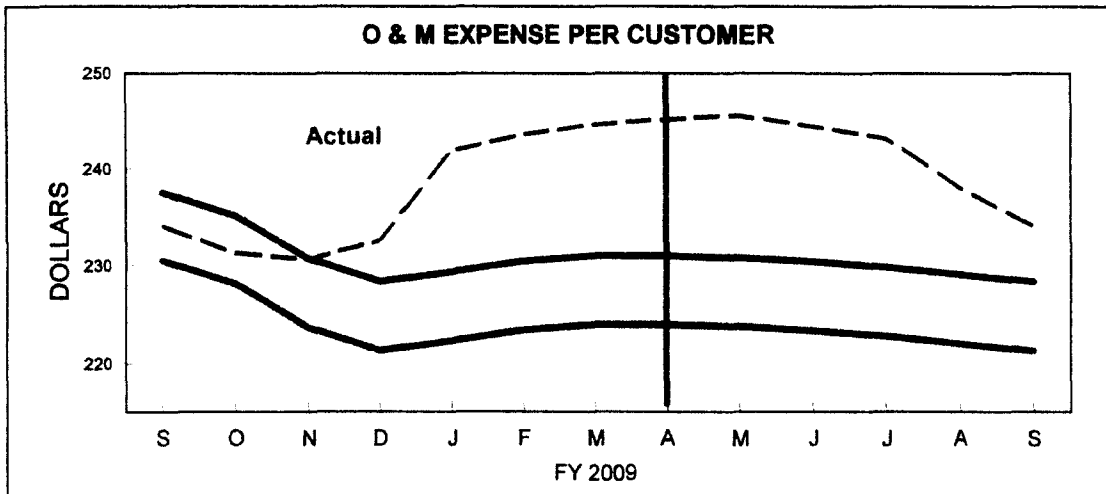
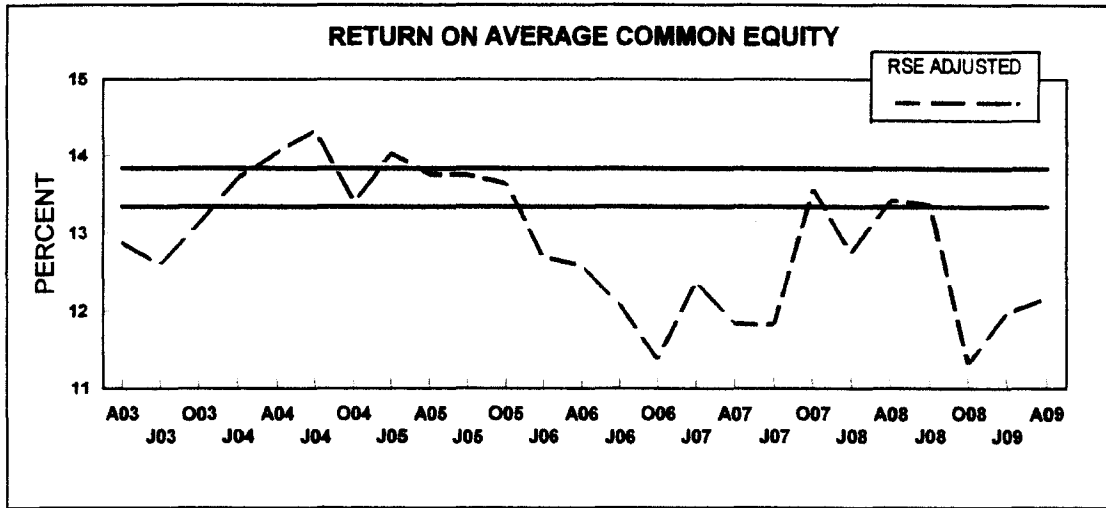
Based on preliminary figures, the return on average common equity for financial reporting purposes for the twelve months ending April 30, 2009, is 12.0 percent. When club dues, donations, and lobbying expenses are added, the RSE return is 12.2 percent.

Return on Equity at April 2009		
	Financial	RSE
Average Common Equity	\$63,754,742	\$63,754,742
Net Income	\$7,640,145	\$7,640,145
Net Expense Adjustment		\$128,273
RSE Net Income		\$7,768,418
RSE Return on Common Equity	11.98%	12.18%

Attachment:

MOBILE GAS SERVICE CORPORATION

April 2009





STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

May 21, 2009

LUCY BAXLEY, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
SUSAN D. PARKER, PHD, ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

MEMORANDUM

TO: President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

THROUGH: Janice M. Hamilton, Director
Energy Division

FROM: John D. Free, Manager
Electricity Section

SUBJECT: Division Report on Rate RSE and Rate ECR for Alabama Power Company
as of April 30, 2009

The Energy Division performed the regular monthly examination of the books and records of Alabama Power Company. The financial highlights are presented in the tables below.

Rate RSE Forecast
12 Months Ending DECEMBER 31, 2009
13.01%

Rate ECR Summary	
Recovery for APRIL 2009	Balance as of APRIL 30, 2009
\$30,703,964 Over-Recovered	\$158,298,681 Under-Recovered

The attached report, prepared for review by the Commission, presents the Energy Division's computations and determinations of the December 2009 Retail Return on Average Common Equity. In addition, the current and projected status pertaining to the accumulated Over and Under Recovery for Rate ECR is presented.

JDF
Attachments

ENERGY DIVISION

**Alabama Power Company
Forecast of Retail Return on Average Common Equity
For the 12 Months Ending December 31, 2009**

Common Equity as of April 30, 2009		\$4,782,465,724
Add Budgeted Net Income:		
May through December 2009	\$504,479,000	
Add Budgeted Capital Contributions:		
May through December 2009	\$289,942,000	
Add Other Adjustments:		
May through December 2009	<u>\$1,165,000</u>	\$795,586,000
Deduct Budgeted Stock Dividends:		
May through December 2009	<u>\$296,886,000</u>	<u>\$296,886,000</u>
Projected Common Equity as of December 31, 2009		\$5,281,165,724
<hr/>		
Projected Average Common Equity For the 12 Months Ending December 31, 2009		\$5,012,697,733
Projected Retail Investment Separation Factor		88.70%
Projected Average Retail Common Equity For the 12 Months Ending December 31, 2009		\$4,446,262,889
Projected Retail Net Income For the 12 Months Ending December 31, 2009		\$578,552,174
Projected Retail Return On Average Common Equity For the 12 Months Ending December 31, 2009		13.01%

The Common Equity as of April 30, 2009 (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2009 budget. The average common equity is a 12-month average using actual and budgeted data. The average retail common equity (RCE) was calculated using an estimated retail separation factor of 88.70%. The retail net income (RNI) for average common equity was calculated by using actual data for the four months ended April 30, 2009, and then adding eight months of budget data for May through December 2009. The Other Adjustments added to projected common equity is the result of the Company adopting FASB Statement 123 (R), which requires the reporting of stock option expenses.

The Forecast is subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.

ENERGY DIVISION

**Alabama Power Company
Forecast of Energy Cost Recovery
For the Period Ending December 31, 2009**

	Energy Cost (\$/MWH)		ECR Seasonal Factor (\$/MWH)	Over/(Under) Recovery	
	Month	12 Months Ended		Month (\$)	Cumulative (\$)
JAN 08 Act	28.46	27.63	29.472	(188,721)	(280,053,856)
FEB 08 Act	25.27	27.56	29.472	23,607,986	(256,445,869)
MAR 08 Act	20.74	27.41	29.472	34,208,587	(222,237,282)
APR 08 Act	22.45	27.02	29.472	29,229,360	(193,007,922)
MAY 08 Act	24.11	26.79	29.472	12,325,990	(180,681,932)
JUN 08 Act	36.34	27.59	33.418	(24,664,734)	(205,346,666)
JUL 08 Act	37.78	28.72	33.418	(33,878,517)	(239,225,183)
AUG 08 Act	37.80	28.92	33.418	(18,318,995)	(257,544,178)
SEP 08 Act	43.80	30.51	33.418	(43,112,535)	(300,656,713)
OCT 08 Act	37.79	31.10	37.866	(6,656,296)	(307,313,009)
NOV 08 Act	41.92	32.16	37.866	(21,274,681)	(328,587,690)
DEC 08 Act	33.40	32.80	37.866	22,954,887	(305,632,803)
JAN 09 Act	32.14	33.13	37.866	17,588,864	(288,043,939)
FEB 09 Act	29.23	33.48	37.866	46,249,431	(241,794,508)
MAR 09 Act	23.72	33.80	37.866	52,791,864	(189,002,644)
APR 09 Act	27.98	34.27	37.866	30,703,964	(158,298,681)
MAY 09 Bud	35.21	35.20	37.866	(476,676)	(158,775,357)
JUN 09 Bud	39.51	35.48	42.937	12,712,143	(146,063,214)
JUL 09 Bud	42.53	35.97	42.937	(4,270,223)	(150,333,437)
AUG 09 Bud	44.24	36.65	42.937	(14,102,806)	(164,436,243)
SEP 09 Bud	38.19	36.13	42.937	45,775,446	(118,660,797)
OCT 09 Bud	35.42	35.94	37.866	12,968,258	(105,692,539)
NOV 09 Bud	36.57	35.55	37.866	3,826,528	(101,866,011)
DEC 09 Bud	37.67	35.90	37.866	(4,778,266)	(106,644,277)

The estimates used in the above table are subject to change due to uncertainties associated with weather, customer usage patterns, and economic conditions across the state.



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WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: May 22, 2009

TO: Commissioner Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker

FROM: Darrell A. Baker
Telecommunications Division

DAB

SUBJECT: Agenda for June 2, 2009 Commission Meeting.

The following items will be presented to the Commission during the regular June 2, 2009 Commission Meeting.

INTERCONNECTION AGREEMENT (S)

- Docket U-4064 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and TELETEC COMMUNICATIONS, LLC -- Approval of the Interconnection Agreement (CMRS Paging) negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Teletec Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-4924 CENTURYTEL OF ALABAMA, LLC and KENTUCKY DATA LINK, INC. -- Approval of the Interconnection Agreement negotiated by CenturyTel of Alabama, LLC, and Kentucky Data Link, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-4925 FARMERS TELECOMMUNICATIONS CORPORATION and PEOPLES TELEPHONE COMPANY d/b/a TDS TELECOM -- Approval of the Interconnection Agreement negotiated by Peoples Telephone Company, Inc. and Farmers Telecommunications Corporation pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

AMENDED INTERCONNECTION AGREEMENT (S)

- Docket U-3943 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and LEVEL 3 COMMUNICATIONS, LLC -- Approval of an Amendment to the Interconnection Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Level 3 Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

AMENDED RESALE AGREEMENT (S)

- Docket U-4788 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST and EXCEL PAGER, CELLULAR AND HOME PHONE, INC. -- Approval of an Amendment to the Resale Agreement negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Alabama and Excel Pager, Cellular, and Home Phone, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

CANCELLATION/WITHDRAWAL (S)

- Docket 26099 STARTEC GLOBAL OPERATING COMPANY -- Cancels Certificate of Public Convenience and Necessity and withdraws Tariff.
Recommend Approval.
- Docket 26485 COMCAST BUSINESS COMMUNICATIONS, LLC d/b/a COMCAST LONG DISTANCE -- Cancels Certificate of Public Convenience and Necessity and withdraws tariff.
Recommend Approval.

NAME CHANGE (S)

- Docket 14719 VALLEY TELEPHONE CO., LLC -- Changes the Company name to Valley Telephone Company, LLC d/b/a Knology.
Recommend Approval.

Docket 20646 KNOLOGY OF THE VALLEY, INC. -- Changes the Company name to Knology of the Valley, Inc. d/b/a Knology.

Recommend Approval.

Docket 28881 UCN, INC. -- Changes the Company name to inContact, Inc. d/b/a UCN.

Recommend Approval.

MISCELLANEOUS

Docket 30934 ALL TELECOMMUNICATIONS COMPANIES -- Registration of Third-Party Providers for Telecommunications Billings. Third-Party Providers and Billing Aggregators request approval/deletion of their registration with the Commission for purposes of including their charges on the consumer bills of regulated telecommunications carriers.

Recommend Approval.

SUMMARY OF OTHER FILING (S)

D-6450 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Withdraws Internet Call Waiting Services from the General Subscriber Service Tariff. Filed April 30, 2009, with a requested effective date of June 1, 2009.

D-6451 BELLSOUTH TELECOMMUNICATIONS, INC. d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Increase rates for Frame Relay Services. Filed April 23, 2009, with a requested effective date of April 25, 2009.

D-6452 CHARTER FIBERLINK-ALABAMA, LLC -- Deletes a non-regulated charge for business customers and introduces Gasden as a new exchange launch area. The Gasden exchange includes the cities of Gasden and Attalla. Filed April 29, 2009, with a requested effective date of April 30, 2009.

D-6453 FRONTIER COMMUNICATIONS OF LAMAR COUNTY, LLC -- Increases Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Decreases rate for Call Tracing. Filed May 11, 2009, with a requested effective date of June 11, 2009.

- D-6454 FRONTIER COMMUNICATIONS OF THE SOUTH, LLC -- Increases Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Decreases rate for Call Tracing. Filed May 11, 2009, with a requested effective date of June 11, 2009.
- D-6455 FRONTIER COMMUNICATIONS OF ALABAMA, LLC -- Increases Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Filed May 11, 2009, with a requested effective date of June 11, 2009.
- D-6456 HOPPER TELECOMMUNICATIONS COMPANY, INC. -- Increases the rates for Basic Local Exchange and Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Increases Directory Assistance charges and Primary Service Order Work charges, and makes minor textual changes. Filed May 20, 2009, with a requested effective date of June 25, 2009.
- D-6457 OTELCO TELEPHONE, LLC -- Increases the rates for Basic Local Exchange and Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Increases Directory Assistance charges and Access Line Connection charges, and makes minor textual changes. Filed May 20, 2009 with a requested effective date of June 25, 2009.
- D-6458 BLOUNTSVILLE TELEPHONE COMPANY (OTELCO) -- Increases the rates for Basic Local Exchange and Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Reduces the residential rate for Three-Way Calling, and increases Directory Assistance charges and Primary Service Order Work charges. Filed May 20, 2009, with a requested effective date of June 25, 2009.
- D-6459 BRINDLEE MOUNTAIN TELEPHONE COMPANY -- Increases the rates for Basic Local Exchange and Optional Telephone Services in accordance with the provisions of the Communications Reform Act of 2005 and Docket 29733. Increases the rate for Directory Assistance Service. Filed May 20, 2009, with a requested effective date of June 25, 2009.
- D-6460 CORETEL ALABAMA, INC. -- Changes the minimum term commitment for Superport Services, and makes various textual changes. Filed May 19, 2009, with a requested effective date of May 20, 2009.



STATE OF ALABAMA

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LUCY BAXLEY, PRESIDENT

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SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: May 22, 2009

TO: Commission President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker
Division Directors

FROM: Legal Division

SUBJECT: Agenda - June 2, 2009 Commission Meeting

The Legal Division will present the following at the June 2, 2009 Commission Meeting:

DOCKET C-15497 (M) - Petition of Jeffrey S. Barnwell, d/b/a Jeff Barnwell Hauling for approval of cargo self-insurance.

Recommend: Approval

DOCKET C-15389 (M) - Petition of Eaves Construction Company, Inc. ("Eaves") for approval of cargo self-insurer status approved at March 2009 Commission meeting. Eaves failed to complete the application process for a certificate to transport property.

Recommend: Dismiss for lack of prosecution.

DOCKET C-15459 (M) - Petition of Henderson Transportation, Inc. for reinstatement of Motor Carrier Certificate F1850 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 31133; (M) - Application to transfer Motor Carrier Certificate 3241 from
C-15454 Wesley Hill, d/b/a Hill Cab Company to Transportation General, LLC,
d/b/a Hill Cab Company (Docket 31133) approved at May 2009 meeting.
A search of Commission records reveals that Certificate 3241 was
revoked (Informal Docket C-15454) due to Transferor's failure to
maintain proper proof of liability insurance coverage.

Recommend: Reinstate Motor Carrier Certificate 3241 (Informal
Docket C-15454) for the sole purpose of transferring Certificate 3241
(Docket 31133) in good standing.

DOCKET 30672; (M) - Petition of Young Motors, LLC to suspend operations under Motor
C-15488 Carrier Certificate F3926 for a period of one year. A search of
Commission records reveals Certificate F3926 was revoked due to
Petitioner's failure to maintain proper proof of liability insurance
coverage.

Recommend: Reinstate Motor Carrier Certificate F3926 for the sole
purpose of suspending in good standing/Grant Petition to suspend
operations for a period of one year.

DOCKET 27806 (M) - Petition of Ben F. Luker, d/b/a Luker Contracting to suspend
operations under Motor Carrier Certificate F2207 for a period of one
year.

Recommend: Grant Petition to suspend operations for a period of one
year.

DOCKET 30432 (M) - Petition of Ozark Delivery of Alabama, LLC for cancellation of
Motor Carrier Certificate F3769.

Recommend: Grant cancellation as requested.

DOCKET 29805 (M) - Petition of DATTA Trucking, LLC for cancellation of Motor
Carrier Certificate F3334.

Recommend: Grant cancellation as requested.

DOCKET 28829 (M) - Petition of Larry Dean Milliken, Jr., d/b/a Sam Hunt Trucking ("Sam Hunt Trucking") to suspend operations under Motor Carrier Certificate F2791 for a period of one year. Suspension date granted by the Commission expired on April 10, 2009. Sam Hunt Trucking has failed to notify the Commission of its intention to recommence operations or relinquish Certificate F2791 despite a request from Commission staff to do so.

Recommend: Cancellation on 30-days' notice.

DOCKET 31053 (M) - Motor carrier Certificate F3627 transferred to Devin Brand, LLC by Commission Order dated February 4, 2009. Transferee has failed to timely file proof of liability and cargo insurance and obtain registration numbers.

Recommend: Cancellation on 30-days' notice.

DOCKET 31132 (M) - Unopposed motor carrier application, as restrictively amended, of Anniston Limousine, Inc. for a certificate to transport passengers.

Recommend: Approval as restrictively amended.

DOCKET C-15442 (G) - Petition of James McNeill Trucking, LLC for reinstatement of Motor Carrier Certificate F2636 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-15453 (G) - Petition of Willie Nord Trucking, LLC for reinstatement of Motor Carrier Certificate F3003 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-15440 (G) - Petition of K Supply Company, Inc. for reinstatement of Motor Carrier Certificate F3957 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 30939 (G) - Motor Carrier Certificate 3942 issued to Rare Transportation, LLC ("Rare Transportation") by Commission Order dated February 12, 2009. Said order also required Rare Transportation to file a tariff and obtain registration numbers. Rare Transportation has submitted a petition seeking a 90-day extension of time to submit the required filings.

Recommend: Grant 90-day extension of time for Rare Transportation to submit required filings.

DOCKET 31141 (G) - Motor carrier application, as restrictively amended, of Health Care Connection Group, Inc., d/b/a Easy Connection for a Certificate to transport passengers.

Recommend: Grant as restrictively amended.

**DOCKET 26099;
26395** (G) - *Pro forma* internal corporate restructuring of Americatel Corporation ("Americatel") and Startec Global Operating Company ("Startec") approved by Commission Order dated April 10, 2009. Americatel and Startec have jointly notified the Commission that the restructuring has been finalized and now request the revocation of Startec's authority.

Recommend: Revocation of Startec's authority.

DOCKET 17545 (G) - In re: Gas Pipeline Safety Rules. The Gas Pipeline Safety Section is recommending the implementation of a new rule governing annual reporting.

Recommend: Issuance of an order instituting a rulemaking proceeding to consider the proposed new rule (7) governing annual reporting for entities subject to the jurisdiction of Gas Pipeline Safety.

DOCKET 31164 (G) - In re: New Wastewater Rules and Regulations. In light of the recent passage of legislation giving the Commission jurisdiction over certain providers of wastewater services and functions, a rulemaking proceeding should be implemented to develop rules and regulations governing this new area of responsibility for the Commission.

Recommend: Recommend the institution of a rulemaking proceeding to develop and solicit comments on new rules implementing the Commission's wastewater authority.



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LUCY BAXLEY, PRESIDENT

JAN COOK, ASSOCIATE COMMISSIONER

SUSAN D. PARKER, PhD, ASSOCIATE COMMISSIONER

WALTER THOMAS JR.

SECRETARY

MEMORANDUM

DATE: May 27, 2009

TO: Commission President Lucy Baxley
Commissioner Jan Cook
Commissioner Susan D. Parker
Division Directors

FROM: Legal Division

SUBJECT: Supplemental Agenda (1) - June 2, 2009 Commission Meeting

The Legal Division will present the following at the June 2, 2009 Commission Meeting:

DOCKET C-15430 (M) - Petition of Coastal Hauling, LLC for reinstatement of Motor Carrier Certificate F3653 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 30728 (M) - Petition of Mazen Altubuh, d/b/a AA Cab Company for reinstatement of Motor Carrier Certificate 3923 which was revoked due to Petitioner's failure to timely file proof of insurance coverage and a tariff and obtain registration numbers. The required filings have now been submitted.

Recommend: Vacate revocation order/reinstatement.

DOCKET 31110 (M) - *dPi Teleconnect, LLC v. BellSouth Telecommunications, Inc., d/b/a AT&T Alabama*. Complaint against BellSouth alleging credits due pursuant to interconnection agreement.

Recommend: Set for hearing.

DOCKET 31113 (G) - Application of Broadvox-CLEC, LLC for a Certificate of Public Convenience and Necessity to provide telephone toll resale service, interexchange telecommunications service, and resold and facilities-based/UNE local exchange service within the State of Alabama. Hearing held; no intervenors; staff participated.

Recommend: Grant